

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JASON PARKER,

Petitioner,

v.

SUPERINTENDENT BRENDA TRITT,  
THE DISTRICT ATTORNEY OF THE  
COUNTY OF SETH WILLIAMS,  
Respondents.

CIVIL ACTION

NO. 15-5167

**ORDER**

AND NOW, this                      day of                      , 2016, upon careful and independent consideration of the petition for a writ of habeas corpus, available state court records, and after review of the Report and Recommendation of the United States Magistrate Judge Wendy Beetlestone, it is **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for a writ of habeas corpus is **DISMISSED WITHOUT PREJUDICE**;
3. A certificate of appealability **SHALL NOT** issue, in that the Petitioner has not made a substantial showing of the denial of a constitutional right nor demonstrated that a reasonable jurist would debate the correctness of this ruling. *See* 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); and
4. The Clerk of Court shall mark this case **CLOSED** for statistical purposes.

**BY THE COURT:**

/S/WENDY BEETLESTONE, J.

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**WENDY BEETLESTONE, J.**